
UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. Mark Falk

v. : Magistrate No. 05-3527

WILLIAM MAYES : CRIMINAL COMPLAINT

I, Shawn Manson, being duly sworn state the following is true and correct to the best of my knowledge and belief. From on or about November 4, 2004, to on or about February 12, 2005, in Essex County, in the District of New Jersey and elsewhere, defendant WILLIAM MAYES:

SEE ATTACHMENT A

I further state that I am a Special Agent with the Federal Bureau of Investigation and that this complaint is based on the following facts:

SEE ATTACHMENT B

continued on the attached page and made a part hereof.

Shawn Manson, Special Agent
Federal Bureau of Investigation

Sworn to before me and subscribed in presence,

February 16, 2005, at Newark, New Jersey

HONORABLE MARK FALK
UNITED STATES MAGISTRATE JUDGE

Signature of Judicial Officer

ATTACHMENT A

COUNT 1

From on or about November 4, 2004, to on or about February 12, 2005, in Essex County, in the District of New Jersey and elsewhere, defendant, WILLIAM MAYES willfully engaged in the business of dealing in firearms without having a license to do so, in violation of Title 18, United States Code, Sections 922(a)(1)(A), 924(a)(1)(D) and 2.

COUNT 2

From on or about November 4, 2004, to on or about February 12, 2005, in Essex County, in the District of New Jersey and elsewhere, defendant, WILLIAM MAYES knowingly and wilfully did conspire and agree with others to willfully engage in the business of dealing in firearms without having a license to do so, contrary to title 18, United States Code, Sections 922(a)(1)(A) and 924(a)(1)(D).

OVERT ACTS

In furtherance of the conspiracy and to effect its objects, the following overt acts were committed in the District of New Jersey and elsewhere:

1. On or about December 10, 2004, a co-conspirator ("Co-conspirator #1") purchased four Izmash, Saiga 7.62 x 39 mm rifles in Brenningsville, Pennsylvania. These rifles contained serial numbers H03600414, H03600022, H04103235 and H04101429.
2. In or about December 2004, Co-conspirator #1 transferred the four Izmash, Saiga 7.62 x 39 mm rifles described above to defendant WILLIAM MAYES.
3. On or about December 14, 2004, in Irvington, New Jersey, defendant WILLIAM

MAYES sold two Izmash, Saiga 7.62 x 39 mm rifles bearing serial numbers H03600414 and H03600022, to the CW for approximately \$3,600.

4. On or about January 7, 2005, in Irvington, New Jersey, defendant WILLIAM MAYES sold two Izmash, Saiga 7.62 x 39 mm rifles bearing serial numbers H04103235 and H04101429, to the CW for approximately \$3,200.

All in violation of Title 18, United States Code, Section 371.

ATTACHMENT B

I, Shawn Manson, am a Special Agent with the Federal Bureau of Investigation. I have knowledge of the following facts based upon my investigation, review of reports and discussions with other law enforcement personnel and others:

1. Defendant WILLIAM MAYES sold six Izmash, Saiga 7.62 x 39 mm rifles to a confidential cooperating witness ("CW") and/or an undercover FBI agent ("UC"). Defendant MAYES sold the six firearms in four separate transactions, each of which took place at defendant MAYES's residence in Irvington, New Jersey.

2. On or about November 4, 2004, defendant WILLIAM MAYES sold an Izmash, Saiga 7.62 x 39 mm rifle to the UC for approximately \$2,000. In addition to the rifle, which was provided in its original box, Defendant MAYES provided the UC with a thirty-round, large-capacity magazine and ammunition.

3. After completing the initial transaction, the CW asked defendant MAYES about purchasing additional firearms. In response, defendant MAYES stated, in substance and in part, that he could obtain as many firearms as the CW wanted and any kind of firearm that the CW wanted. Defendant MAYES also stated, in substance and in part, that he just called his supplier and that his supplier was supposed to bring him more firearms the next week.

4. On or about December 5, 2004, defendant WILLIAM MAYES sold the UC a second Izmash, Saiga 7.62 x 39 mm rifle, again in its original box. During the transaction, WILLIAM MAYES told the UC and CW that his source for the rifles was an individual who was going to be marrying WILLIAM MAYES's sister and that they currently lived together in Pennsylvania.

5. On or about December 10, 2004, a co-conspirator ("Co-conspirator #1") purchased four Izmash, Saiga 7.62 x 39 mm rifles in Brenningsville, Pennsylvania. These rifles reflected serial numbers H03600414, H03600022, H04103235 and H04101429. A review of records conducted by law enforcement reveals that Co-conspirator #1 is not a licenced firearms dealer.

6. A review of the Firearms Transaction Record Co-conspirator #1 filled out when purchasing the Izmash, Saiga 7.62 x 39 mm rifles on December 10, 2004, reflects that Co-conspirator #1 lives at 1825 West Union Blvd., Bethlehem, Pennsylvania. According to property records, WILLIAM MAYES's sister owns the residence located at 1825 West Union Blvd., Bethlehem, Pennsylvania. A review of records reveals that WILLIAM MAYES's sister has a Pennsylvania Driver's Licence listing the same address.

7. On or about December 14, 2004, defendant WILLIAM MAYES sold the CW two additional Izmash, Saiga 7.62 x 39 mm rifles, also in their original boxes, bearing serial numbers H03600414 and H03600022, for approximately \$3,600. The CW also gave defendant MAYES an additional approximately \$400 in marked currency as a deposit for the future purchase of two additional Izmash, Saiga 7.62 x 39 mm rifles.

8. On or about January 7, 2005, the CW purchased two additional Izmash, Saiga 7.62 x 39 mm rifles, again in their original boxes, from defendant WILLIAM MAYES for approximately \$3,200.

9. On or about January 8, 2005, the CW called defendant WILLIAM MAYES to discuss the purchase of two additional rifles. At this time, defendant MAYES advised the CW that it would be a while before he would be able to obtain the two additional rifles.

10. On or about January 27, 2005, the CW called defendant WILLIAM MAYES again to discuss the purchase of two additional rifles. At this time, defendant MAYES advised the CW that it would be a few weeks before he would be able to obtain the two additional rifles.

11. On or about February 12, 2005, the CW called defendant WILLIAM MAYES again to discuss the purchase of the two additional rifles. At this time, defendant MAYES advised the CW that everything was still “a go” but that he did not yet have the two rifles.

12. All four of the above-referenced firearms transactions and telephone calls were video recorded and/or audio recorded.

13. Defendant MAYES is not a licenced firearms dealer. He is a school teacher at Ninth Grade Success Academy, in Newark, New Jersey. A check with federal and state law enforcement agencies revealed that defendant MAYES does not have a licence to possess or carry any firearms.